

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
Civil No.: 18-2313(DSD/SER)

Peppino Santos Gramyko Earthman,

Plaintiff,

v.

ORDER

Brandy Nicole Bell,

Defendant.

This matter is before the court upon the report and recommendation of Magistrate Judge Steven Rau, dated October 11, 2018 (R&R). The magistrate judge recommended that the court deny plaintiff Santos Earthman's application to proceed in forma pauperis because his complaint fails to state a plausible civil claim under federal law. See U.S.C.

§ 1915(e)(2)(B)(ii). No objections to the R&R have been filed within the time period permitted. Under these circumstances, the court finds it appropriate to adopt the R&R.

Accordingly, **IT IS HEREBY ORDERED** that:

1. The R&R [ECF No. 4] is adopted in its entirety;
2. Plaintiff's application to proceed in forma pauperis [ECF No. 2] is denied; and
3. Plaintiff's complaint [ECF No. 1] is dismissed without prejudice.

Dated: November 6, 2018

s/David S. Doty
David S. Doty, Judge
United States District Court